

Before the  
Federal Communications Commission  
Washington, DC 20554

In the Matter of	)	
	)	
Petition for Waiver of	)	
FCC Form 471 Filing Deadline	)	
	)	
Cuba Independent Schools	)	CC Docket No. 02-6
	)	
Billed Entity Number: 143235	)	
	)	
Schools and Libraries Universal Service	)	
Support Mechanism	)	

**Petition for Waiver of  
FCC Form 471 Filing Deadline for Funding Year 2017  
RE: FCC Forms 471 Application # 171049057  
FRN 1799111980, 1799111981, 1799111982**

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**I. INTRODUCTION AND SUMMARY**

The Cuba Independent School District respectfully requests a waiver of the Funding Year 2017 Form 471 deadline for the application filed 8 days after the close of the filing window for consortia.

The Cuba Independent School District serves low-income kindergarten through Grade 12 children of Hispanic heritage and the Eastern Navajo Nation Indian Reservation of northwest New Mexico. Due to the very low tax base caused by a high unemployment and extremely high poverty levels of the region, E-rate discounts are very important to the implementation of technology in our School District.

The Cuba Independent School District submitted and certified their Funding Year 2017 FCC Forms 471 Application # 171049057, in the "Apply Online" portal of the Schools and Libraries Division ("SLD") of the Universal Service Administrative Company's ("USAC") website, on May 22, 2017, just 9 days after the FCC Form 471 filing deadline of the funding year 2017 Form 471 filing deadline window was closed.

A staff member of the Cuba Independent School District works E-Rate into his already busy work schedule of being Technology Coordinator, Transportation Director, and Athletic Director and is the sole staff member performing E-Rate duties. This staff member lost an immediate member of his family right around the filing window deadline.

**II. Request**

The Cuba Independent School District respectfully petitions the Commission to approve a waiver of the Funding Year 2017 FCC Form 471 filing deadline for their E-Rate Funding Year 2016 FCC 471 Forms **FRN** 1799111980, 1799111981, 1799111982, due to:

1. The Cuba School District was hoping to use the State Wide filed 470 form 170046897 for all Category 1 discounts. It was later discovered that this 470 was only filed for Internet Services.
2. All other Category 1 (Cell phones, Local phone service, and Long Distance) were filled within the first allowable date, which was 9 days out of window.
3. The Cuba Independent School District understands that the Commission has in the past approved waivers filed within 14 days of the window close and hopes the same consideration is given to the School District in this case.


In the Academy for Excellence Order released March 9, 2007 the FCC granted Requests for Waiver of the Form 471 filing deadline for applicants who had missed the filing deadline due to circumstances beyond the applicant's control such as personal circumstances, illness of staff or illness of family members of staff. Other circumstances validated by the FCC in this order include unclear and vague instructions for filing the Form 471, and technical problems.

In the Bishop Perry Order, the Commission found that a slight delay in USAC's receipt of the applications did not warrant complete rejection of the application.

The above mentioned application(s) were submitted and certified within two weeks of the first filing deadline for applicants. In previous years, applications submitted and certified within two weeks of the filing window were viewed by the FCC as meeting the definition of "slight delay" as referenced in the Bishop Perry Order above.

We acknowledge the Commission's concern and emphasis on retaining discretion to evaluate each situation on a case-by-case basis and respectfully request your consideration of our request.

Respectfully submitted,



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**Dated:** May 31, 2017